IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF NORTH CAROLINA CHARLOTTE DIVISION

Civil Action No.: 3:06cv306

THIS MATTER is before the Court on Plaintiff's Motion to Dismiss the Claims of Dorothy L. Evans. (Docket # 47).

Defendant has submitted an answer, and therefore, pursuant to Federal Rule of Civil Procedure 41(a)(1), this case is dismissed.

IT IS SO ORDERED.

Signed: May 1, 2007

Graham C. Mullen

United States District Judge